

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

FRIDAY, THE 7TH JULY 2006 / 16TH ASHADHA,1928

Bail Appl..No. 3576 of 2006

CMP.2190/2006 of J.M.F.C.,MALAPPURAM
(CRIME NO.169/2006 OF KOTTAKKAL POLICE STATION
.....

PETITIONER/ACCUSED:

MOIDEENKUTTY, S/O. MUHAMMEDKUTTY
MALIYEKKAL HOUSE, POTTIPARA, THENNALA,
MALAPPURAM DISTRICT.

BY ADV. SRI.BABU S. NAIR

RESPONDENTS: STATE:

THE STATE OF KERALA, REPRESENTED BY
THE SUB INSPECTOR OF POLICE, KOTTAKKAL
POLICE STATION-THROUGH THE PUBLIC
PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM, KOCHI-31.

BY PUBLIC PROSECUTOR P.N. SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION
ON 07/07/2006, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:

J.M.JAMES, J.

B.A. 3576/2006

DATED THIS THE 7TH DAY OF JULY, 2006

O R D E R

The petitioner is the accused, in crime No.169/2006 of Kottakkal Police Station. The offence alleged against him are under Sections 354, 306 and 511 of 376 IPC. It is alleged that the petitioner trespassed into the bathroom, where the deceased was taking bath and attempted to commit rape on her. This was witnessed by the sister of the deceased. Because of this incident, the deceased girl poured kerosene oil and set her ablaze. Consequently, because of the burn injuries, she succumbed the same. Hence the offence.

2. The petitioner is in judicial custody from 23.5.2006. the investigation is nearly complete and the investigating Officer do not require the petitioner for further interrogation or for completion of the investigation. Therefore, I grant bail and release the petitioner from jail, subject to the following conditions: _

(a). The petitioner shall execute a bond for Rs.25,000/-, with two solvent sureties ,each for the like sum, to the satisfaction of the judicial Magistrate of First Class, Malappuram.

(b). The petitioner shall report before the investigating officer, once in a week on every Tuesday, between 10.00 a.m and 11.00 a.m., for a period of three months, starting from 18.7.2006.

(c). The petitioner shall not leave the State of Kerala, until the trial and disposal of the case.

The application is allowed as above.

**J.M.JAMES
JUDGE**

mrCS